

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**908 CRIMINAL APPLICATION NO.1569 OF 2023
IN ALSST/4097/2023**

**THE STATE OF MAHARASHTRA
VERSUS
KAILAS S/O GANPATRAO DATKHIL AND ANOTHER**

...
Mr. P.M. Kulkarni, A.P.P. for the applicant.
Mr. Vishal Chavan, Advocate holding for Mr. Devang
Deshmukh, Advocate for the respondents.

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 5th September 2023.

ORDER:-

1. Heard. Issue notice to respondents. Learned Counsel Mr. Deshmukh waives service for both the respondents.
2. Heard rival submissions.
3. The applicant State is seeking condonation of delay of only 39 days in filing the appeal. Though the learned Counsel for respondents opposed the application, but considering the short period of delay and for the reasons stated in the application, the same stands condoned.
4. The application for leave to file appeal be registered after removal of office objections, if any.
5. The application is disposed of accordingly.

(SANDIPKUMAR C. MORE, J.)